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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 ROBERT K HOPSTAD,

10 Plaintiff,

11 v.

12 WASHINGTON DEPARTMENT OF  
13 CORRECTIONS, et al.,

Defendants.

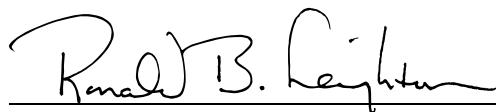
CASE NO. C12-5129-RBL-JRC

ORDER ADOPTING A REPORT  
AND RECOMMENDATION

14 The Court having reviewed the Report and Recommendation of the Hon. J. Richard  
15 Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,  
16 and the remaining record, does hereby find and Order:

- 17 (1) The Court adopts the Report and Recommendation;
- 18 (2) This action must proceed through habeas corpus because plaintiff is  
19 challenging the length of time he was held. The action is dismissed  
without prejudice.
- 20 (3) In forma pauperis status is DENIED.

21 DATED this 18<sup>th</sup> day of April, 2012.

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24 RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE